

1900-014 Chancery Causes: W. A. Baker vs. Adm. of Jacob Kinser &c
Lee Co.

Weston, Hall, Capps, Harber, Wood, Gibson

CA-Debt
T-Property

-Deed

To the Honorable W.T. Miller Judge of the Circuit Court of
Lee County Virginia:

Humbly complaining, sheweth unto your honor your orator W.
A. Baker, who sues for himself and all other creditors of the
estate of Jacob Kinser dec. who will come in and contribute
to the costs of this suit; that the said Jacob Kinser departed
this life on or about the day of 1897, and was in his life
time and at the time of his death, justly and truly indebted
to your orator in the principal sum of \$25.00, with interest
from the 1st day of January 1898, for medical services rendered
the said Jacob Kinser in his last illness; that the said Jacob
Kinser in his lifetime and at the time of his death was
possessed of no personal estate, but was entitled and seized
of considerable real estate, situated on Dry Creek in Lee
County and bounded by the lands of A.F. Kincaid and others
containing about 65 acres more or less; that the said Jacob
Kinser being so seized and possessed, departed this life
about the day of 1897, leaving a widow Amanda Kinser, and
the following children, Mary Kinser, Harvey Kinser, Retta Kinser
Matilda Hall nee Kinser, Tishey Harber nee Kinser, and Rhoda
Capps infant daughter of Rhoda Capps dec. nee Kinser, his heirs
at law, who are entitled to such of his estate as may remain
after the payment of all debts, expenses of administration, &c.
that due administration of the estate of the said Jacob Kinser
was duly granted by the County Court of Lee County to W.P.
Weston Sheriff of said County.

That the said Jacob Kinser in his lifetime and before his
death executed to John R. Gibson a deed of trust on his lands
to secure to Harvey G. Wood the payment of a note of \$250.00
A copy of said deed of trust is here filed and made a part
of this bill marked "deed". Your orator alleges that the cer-
tificate of acknowledgement is not good and does not comply
with the statute, however that may be your orator alleges that

there have been payments made on said deed of trust.

To the end therefore that justice may be done, your orator prays that the said John R. Gibson Trustee, Harvey G. Wood, Amanda Kinser Harvey Kinser, Mary Kinser, Retta Kinser, Matilda Hall, Tishey *and N. R. Weston administrators of Jacob Kinser Dec.* Harber, and Rhoda Capps Be made parties defendant to this bill

and answer the same, but not on oath that being waived; that an account be taken under decree of this honorable court of the debt of your orator, as aforesaid, and all other debts which were owing by the said Jacob Kinser at the time of his death, and which still remain unpaid; that the said real estate may be sold for the purpose of satisfying your orators and all other debts; that a proper guardian ad litem be appointed to defend for the infants, Rhoda Capps and Retta Kinser; that order of publication be posted and published against Matilda Hall and Harvey G. Wood who are non-residents; that your orator and other unsatisfied creditors of the said Jacob Kinser may have such further and other relief in the premises as to the court may seem meet, and the circumstances of this case require.

May it please, *cc*

M. J. Ely. p. q.

W.A. Baker Plff

vs Bill in Chancery

W.P. Weston admr

1898 2nd May rules Spa
Exd on home Deftor
O.P. for non residents
" 1st June rules taken
the last monday in
May D & Conf &
Cause set for hearing

Plff Costs

Clerk 7.88
Tax 1.50
Printer 5.00
Shff 2.50
by A.L 5.00
Cour 4.50
atty 15.00
Estimated 5.00

Coc \$46.88

Costs \$47.20
12.32
301 52
354.65
17.71.00
3.4.00
571.58

495-Jos. n. Ely

Jan. 16th 1899

305
5-
15.25 Cour
5.00 coat
2012.61
305 201.26
2/284.78
1421.37

W. A. Munsey, Clerk
Virginia, Circuit Court for Lee County:

To the Hon. W. T. Miller, Judge of the said Court:

The joint and separate answer of Rhoda Capps and Retta Kinser, infants under the age of twenty-one years, by L. T. Hyatt, their guardian ad litem, assigned to defend them in this suit, to a bill of complaint exhibited against them and others, in the said Court, by W. A. Baker.

Respondents, reserving to themselves the benefit of all just exceptions to the said bill, for answer thereto, or to so much thereof as they are advised that it is material that they should answer, ~~and~~ by their said guardian ad litem, answer and say:

That they are infants of tender years, and by reason of their infancy, are incapable of understanding, or of taking care of their rights and interests. They, therefore, by their said guardian, commend themselves and their rights and interests to the protection of the court, and pray that no decree may be pronounced that will tend to their prejudice.

And having fully answered, the said respondents pray to be hence dismissed with their reasonable costs in this behalf expended and they will ever pray &c.

L. T. Hyatt, Guardian ad litem
for Rhoda Capps and Retta Kinser.

Virginia, County of Lee, to wit:

This day personally appeared before me, A. B. Munsey, Clerk of the Circuit Court for said County, L. T. Hyatt, guardian ad litem for Rhoda Capps and Retta Kinser, whose answer is above written, and made oath that the statements contained in the said answer, so far as made on his own knowledge, are true; and so far as made from knowledge or information derived from others, he believes to be true. Given under my hand this June 6th, 1898.

A. B. Munsey, Clerk.

W. A. Baker.

v3 } In Chancery.
2 }
W. P. Weston, Admors
et als.

Answer of Rhoda
Capps and Petta
Kaiser, by R. T. Hyatt
their Guardian ad
litem.

Filed in open Court
and by leave thereof
June 6th 1898
A B Munsy Clk

Fee \$5⁰⁰

W. A. Baker Plff.

against E E Linn Chancery -

W. P. Weston Admr. et al. Defts

This cause came on this day to be heard upon the papers formerly read ^{in the cause,} ^{filed Nov. 13th, 1900.} the report of M. G. Ely Commissioner and deed filed therewith, and was argued by counsel, On consideration of which, the court doth approve and confirm said report and deed filed therewith, and it is further adjudged, ordered and decreed that the purchaser B. H. Kincaid pay to M. G. Ely Commissioner five dollars for executing said deed for which execution may issue, And the purchaser is granted leave to withdraw said deed from the cause for recordation and nothing further remaining to be done, this cause is stricken from the docket,

W.A. Baker Pff -
no. 55 Decree Final
W.B. Weston adm. et al -

Entered on
O.B. P. 457

Enter This

Hawthorn

Nov. 12th 1900,

W. A. Baker Off.

vs. E. E. Lee Chancery -

W. P. Weston Admr. et al., Deft.

This cause came on this day to be heard upon the papers formerly read in the cause, the report of sale of M. G. Ely Commissioner, and was argued by counsel. On consideration of which said report having been filed more than ten days and being unexcepted to, the court doth approve and confirm ~~and~~ said report and sale, and said Commissioner Ely will proceed to collect the purchase money as it becomes due, and when fully paid he will execute to the purchaser a deed with covenants of special warranty and report to court, and the cause is continued.

W.A. Baker pff
no. 33 Dacre -
W.P. His Tanager 406

Entered on Chy
Q.B. No 6 p. 402

Enter this

Hawshen

June 11th, 1900

W. A. Baker Plff.

Against ~~the~~ In Chancery -

W. R. Weston admr. et al. Defs.

This cause came on this day to be heard upon the papers formerly read in the cause, the rule awarded at the last term of this court, properly executed on J. N. Ely and E. R. Lewis, and was argued by counsel.

On consideration of which, the court doth adjudge order and decree that M. G. Ely commissioner recover of J. N. Ely and E. R. Lewis the sum of \$209¹⁵ with interest thereon from the 16th day of January 1899 till paid and the costs of said rule - and it appearing to the court that all the unpaid purchase money amounting to \$418.30 with interest from Jan. 16th 1899 is due and unpaid, it is further adjudged, ordered, and decreed that Commissioner M. G. Ely, do proceed to resell the lands in the bill and proceedings mentioned, on the same terms, time and place as that of the decree entered in this cause on the 11th day of November 1898, and report his action to court and the cause is continued,

W.A. Baker. Off
vs. $\frac{4}{3}$ Decree to Re-sell
W.P. Weston adm. et al

Entered in Chancery O.B.
No 6 Page 362

Enter This

It is as above

March 13-1900

W. A. Baker Deft.

against $\frac{2}{3}$ In Chancery

W. P. Weston admr. etols. Defts.

This cause came on this day to be heard upon the papers formerly read in the cause, and was argued by counsel.

On consideration of which and on motion of M. G. Ely Commissioner, a rule is awarded against the purchasers J. N. Ely and E. R. Lewis his surety returnable to the first day of the next term of this Court, to show cause why judgment should not be rendered against them for the sum of \$209¹⁵ with interest thereon from Jan. 16th, 1899 till paid in favor of said Commissioner, being the amount of the first purchase money bond which became due - July 16th, 1899, also to show cause why the lands in the bill and proceedings described should not be resold to satisfy said purchase money bond, - and the cause is continued.

W.A. Baker Off-

vs. 155 Decur-

W.P. Weston admn. etab

Entered on Chy

O. B. No. 6.

Page 308.

Enter this

~~H~~ e e w d m e

Nov. 13th 1899

W. A. Baker Plff
vs. ~~EE~~ In Chancery,
W. P. Weston admr et al's Defts.

This cause came on this day to be heard upon the bill of complainant, exhibits therewith, the answer of L. J. Hyatt Guardian ad Litem for the infants, general replication thereto, process duly executed on the home defendants, and order of publication duly posted and published, ~~and~~ on the non-resident defendants and was argued by counsel.

On consideration of which said bill is taken for confessed as to the adult defendants, And H. C. Joslyn who is hereby appointed a commissioner for the purpose who will ascertain and report the unpaid indebtedness of Jacob Kinsler at the time of his death, he will report his action to the next term of this court and the cause is continued.

W. A. Baker Rly
vs. E. E. Dene
W. P. Weston Church
E. C. B. C. 6 p. 120.

Enter this

W. F. M.

June 11th, 1898

Virginia

At a circuit Court continued and held for
Lee County at the Court-house thereof on Fri-
day the 11th day of November 1898.

W. A. Baker

Plaintiffs

vs

W. P. Weston Admr & etal Defendants

In Chancery

This Cause came on this day to be heard
upon the papers formerly read in the Cause the
report of Special Commissioner H. C. Joslyn
and Statements therewith filed, and was argued
by Counsel. On Consideration of which said re-
port having been filed more than ten days, and
being unexcepted to, the Court doth Confirm
said report and Statements therewith filed.

It is further addjudged, Ordered and decreed
that H. G. Wood recover of W. P. Weston Admr of
Jacob Kinser decd the sum of (\$ 279.75) two hun-
dred and seventy nine dollars and seventy five
cents with interest on \$200.00 two hundred
dollars part thereof from the 1st day of November
1898. until payment, that G. W. Blankenship
recover of said Admr, five dollars and four-
teen cents, with interest on two dollars and
fifty cents from 1st day of Novr 1898, until
payment, that the plaintiff recover of the said
Admr, the sum of twenty dollars \$20.00 with
interest from January the 1st 1898. until payment

and the Costs of this Suit; and that J. T. Wise recover of the aforesaid Admr the sum of six dollars and thirty three Cents (\$6.33) with interest on six dollars part thereof from the 1st Novr 1898, until payment. And it is further adjudged, ordered and decreed that unless the aforesaid sums are paid within thirty days from the rising of this Court, then M. G. Ely who is hereby appointed a Special Commissioner for the purpose will advertise and sell at public auction to the highest bidder the lands of Jacob Kinser decd described in said bill. Said sale shall be at the front door of the Court house of Lee County on some Court day after having advertised the same for at least thirty days by written notices posted at the front door of the Court house of Lee County, and in the vicinity of said land. Said sale shall be on a credit of six and twelve months except Costs of Suit and Commissions of Sale, which will be required to be paid in hand, and for the deferred payments he will take bonds payable to himself, with approved security. But said Commissioner Ely before acting under this decree will execute bond before the Clerk of this Court in the sum of four hundred dollars with security conditioned according to law. And the Cause

is continued

A Copy

Teste: A.B. Munsey Clerk

W. A. Baker
or } Copy of Decree

W. P. Weston, Admiral
Executed Dec 19th
1898 By delivering
a true copy of the
within Decree to
M. G. Ely in Lee
County Va.

W. P. Weston S. L. C.

Copy for
M. G. Ely

Clerk \$1.00

Virginia

At a Circuit Court Continued and held
for Lee County at the Court-house thereof on
Monday November the 13th 1899.

W. A. Baker

Plaintiff

vs
W. P. Weston Admr et als Defendant

In Chan-
cery

This Cause came on this day to be
heard upon the papers formerly read in
the Cause, and was argued by Counsel. On
Consideration of which, and on motion
of M. G. Ely Commissioner a rule is a-
warded against the purchasers J. N. Ely
and E. B. Lewis his surety returnable to the
first day of next term of this Court to Show
Cause why judgment should not be rendered
against them for the sum of \$209.15 with
Interest thereon from Jan 16th 1899. till paid
in favor of said Commissioner, being the
amount of the first purchase money bond
which became due July 16th 1899. Also to Show
Cause why the lands in the bill and pro-
ceedings described should not be resold
to satisfy said purchase money bond.
And this Cause is Continued.

A Copy

A B Mursey Clerk

W. A. Baker
or } Copy of Deed
W. P. Weston Admr

To 1st Day March 1900

~~Exhibited March 3rd~~
~~by summoning Eli~~
~~Lewis and Jasper~~
~~Ely Jan 1900~~

~~W. J. Milburn~~
S. L. C.

Copies for
Jasper & Ely &
Eli. R. Lewis

Exhibited March 3rd, 1900
of the within by Believing competent parties
to Jasper Ely & Lewis James
W. J. Milburn & Co

W.A. Baker Plff.

Against E.E. Lee Chancery

W.P. Weston Admr et als Defts

This cause came on this day
to be heard upon the papers formerly
read, the report of sale of Commissioner
M. G. Ely; And was argued by counsel,
On consideration of which the court
doth approve and confirm said report,
and Commissioner M. G. Ely will pay
out the costs in his hands to the parties
entitled thereto, and proceed to collect
the purchase money as it becomes due -
and said Commissioner M. G. Ely will
execute to the purchaser J. M. Ely actual
with covenants of special warranty
to the lands purchased by him when
said purchase money is paid in full,
and the cause is continued

W.A. Bohner ^{aff}
not Deere
W.P. Westendorp

Eu. C.O.B. No 6 p. 255

Enter this

N. 7. 14

March 8th / 899

W. A. Baker Plff-

vs. E. E. In Chancery -

W. P. Weston admn. et al. Defts

This cause came on this day to be heard upon the papers formerly read in the cause, the report of special commissioner H. C. Joslyn and statements therewith filed and was argued by counsel -

On consideration of which, said report having been filed more than ten days and being unexcepted to, the court doth approve and confirm said report, and statements therewith filed. It is further adjudged, ordered and decreed that, N. G. Wood recover of W. P. Weston admn of Jacob Kinsler dec. the sum of \$279⁷⁵, with interest on \$200, from ^{for} Dec. 1st, 1898 till paid, and that G. W. Blankenship recover of said admn, \$5¹⁴, with interest on \$2⁵⁰ from ~~Oct. 1st~~ ^{Nov. 1st}, 1898 till paid. And that W. A. Baker recover of W. P. Weston admn of Jacob Kinsler dec. the sum of \$20⁰⁰ with interest from Jan. 1st, 1898 till paid, and his costs of this suit, and that J. T. Wise recover of the same aforesaid admn, the sum of \$6³³ with interest on \$6⁰⁰ from ^{Nov} Jan. 1st, 1898 till paid, and it is further adjudged, ordered and decreed that unless the aforesaid sums are paid within 30 days from the rising of this court, then M. G. Ely who is hereby appointed

a special Commissioner for the purpose who will advertise and sell at public auction to the highest bidder the lands of Jacob Kinsner Dec. described in said bill, said sale shall be at the front door of the court house of Lee County on some Court day, after having advertised the same for at least 30 days by written notices posted at the front door of the Court house of Lee County and in the vicinity of said land. said sale shall be on a credit of 6 and 1/2 months except costs of suit and commissions of sale which will be required to be paid in hand, and for the deferred payments he will take bonds payable to himself with approved security, but said Commissioner Ely before acting under this decree, will execute bond before the clerk of this Court in the sum of \$400. with security conditioned according to law. And the cause is continued

W. A. Baker Left
20. 11 Decree —
H. D. Weston admitted & diff
Ecc. Co. B 6p. 180.
+ 181.

Enter this

H. J. M.

Nov 11th 1898.

W. A. Baker Plff.

W. P. Weston Adm et al. Defts

In Chancery

To the Honorable W. J. Miller Judge
of the Circuit Court for Lee Co Va.

Pursuant to a decree of your
honor's Court, rendered on the 11th
day of June 1898. In which decree
I was appointed a S^{he} Commissioner
to ascertain the unpaid indebtedness
of Jacob Kinser at the time of his
death. respectfully report as follows:

1st

On the 27th day of May 1891. The
said Jacob Kinser & wife executed
a deed of trust to John R. Gibson
Trustee for the benefit of H. G. Wood
for the sum of \$250.00 which became
payable on the 1st day of May 1892.
and on Dec 1st 1892. Kinser paid
to H. G. Wood the sum of \$50.00
leaving a balance due on said
deed of trust of \$200.00 with interest
from May 1st 1892. and also the
interest on the \$50.00 from May 1st
1892. to Dec 1st 1892.

2nd

I find a judgment due G. W.
Blountship from said Kinser for
the sum of \$2.50 with interest from
March 26th 1892. and \$1.55 Costs. This
Judgment is properly docketed.

3^d

I also ascertain that the account of Dr W. A. Baker, and the account upon which this suit was brought, for the sum of \$20.00 is properly sworn to and proved and I suppose the same is correct.

4th

The claim of J. T. Wise for making the coffin for the burial of said Jacob Kinser is also properly sworn to and proved and should be allowed. I find that the Adm'r has been unable to find any personal property out of which any of the above debts could be made, as nothing come into his hands as Adm'r. I also ascertain that the Real Estate left by Jacob Kinser amounts to about 60 acres of land which will sell for from \$400.00 to \$500.00.

All of which is respectfully submitted
Oct 19th 1898.

Henry C. Foslyn
Spc Commissioner

W. A. Baker Plff

v. S.

W. P. Weston Adm^{Sept} et al^{vs}

Report of H. C. Joslyn
Spl Commissioner

Filed Oct 20th 1898

A. B. Munsey Clerk

Commissioners fee
6 Hous \$ 4.50

To the Honorable W.T. Miller Judge of the Circuit Court of Lee County, Virginia:

Your undersigned Commissioner, pursuant to the terms of a decree entered in the Chancery Cause of W.A. Baker Against W.P. Weston Admr, etc. and others pending in the Circuit Court of Lee County, proceeded on the 16th day of January 1899, to carry out the terms of the decree entered in said cause on the 12th day of Nov. 1898, after having advertised the time terms and place of sale, I performed the duties of said decree by selling the lands in the bill and proceedings mentioned, being all the lands owned by Jacob Kinser at the time of his death, (the 16th being County Court day) at which sale J.N. Ely became the purchaser, he being the highest and best bidder at the price of \$490.00, said purchaser complied with the terms of sale by paying your Commissioner the costs of suit and commission of sale amounting to \$71.70, and executed his two several bonds for the residue \$418.30, due in ^{12 and twelve months} ~~one and two years~~ from date bearing interest, with E.R. Lewis his security, ~~which your ex. Commissioner deems good.~~

Respectfully Submitted,

M. G. Ely Commissioner.

W. A. Baker
vs. Report of Sale.

W. P. Weston adum etc

Filed Feb'y 10 1899.
A. B. Munsey
Clk.

To The Honorable H. A. W. Sheen Judge of the
Circuit Court of Lee County, Va.

Your undersigned Commissioner begs leave to report
that pursuant to the terms of a decree entered
in the chancery cause of W. A. Boker vs. W. P.
Weston admr. et al. pending in your honors court,
at its last term, proceeded to sell at the front
door of the Court house on a court day to wit
April 16th, 1900, the lands in the bill and proceedings
mentioned and described, at which sale, B. F.
Kineaid was the highest and best bidder at
the price of \$306. The purchaser paid your
commissioner \$20⁰⁰ costs and commissions,
and executed his bonds for the value \$284.75
with W^m Worley surety due in 6 & 12 months
with interest from date, said purchaser also paid
to the Treas. of Lee County \$5.43 the delinquent taxes on
said land for which your commissioner gave him
credit in his purchase money notes, Receipts for the
taxes are here filed, marked 1-2-3 -

Respectfully submitted,

M. L. Ely Commissioner

W.A. Backus Refd
Vt. - 44 Report of
- 44 sale no. 2.

W.P. Westman admsr do's

Filed May 30th 1900

A.B. Munsey Clerk

To the Honorable H. A. W. Sheen Judge of the
Circuit Court of Lee County Va.

Your undersigned commissioner reports that
in the Chancery cause of W. A. Baker vs. W. P. Weston
Admr et al, pending in honore court, he has
collected the entire purchase money which with
its interest amounted to \$280 - and has paid
the same to H. G. Wood, who was entitled to the
same by virtue of having a deed of Trust
on the lands of Jacob Kinser Dec, which
were sold in these proceedings, Your
~~hon~~ commissioner further reports that
the purchaser B. F. Kincaid is entitled to a
deed to said lands and that your
commissioner has, pursuant to the terms
of a decree entered in this cause at its
last term, made and executed to the purchaser
a deed with covenants of special warranty
and the same is filed herewith marked
"Deed", All of which is respectfully
Submitted,

M. G. Ely
Commissioner

W. A. Baker Plff-
vs. $\left\{ \begin{array}{l} \text{Report of} \\ \text{Commissioner M. H. Ely} \end{array} \right.$

W. R. Weston adm et als.

Filed Nov 12th 1900
A B Munsey Clerk

Mr. *Jacob Kinser*

White Shoals District. No. 2.

To E. S. FLANARY, Treasurer Lee County, Virginia, Dr.

No. 128	No. 1	1899	State Tax 30	St'e sch'l tax	Co. Levy 25	Road Tax 25	Co. sch'l tax	Dis Schl tax	TOTAL AMT.
			cts. on \$100	10 cts on \$100	cts. on \$100	cts. on \$100	10 cts on \$100	10 cts on \$100	OF TAXES.
Head Tax			\$1 00		50				\$1 50
Per. Prop.									
No. 1	Tracts								
65	Acres	162	49	16	41	46	16	16	1 79
Lots									
TOTAL									1 79
5 per cent pen'ty									9
									1 88

April 16 1900
Received Payment

W. E. Kinser

D. Treasurer.

7"

Mr. Jacob Kincer

White Shoals District. No. 2.

To W. E. WYNN, Treasurer Lee County, Virginia, Dr.

No. <i>27</i>	No. L <i>4</i>	1895	State Tax 30	St'e sch'l tax	Co Levy 25	Road Tax 25	Co. sch'l tax	Dis Schl tax	TOTAL AMT.
			cts. on \$100	10 cts on \$100	cts. on \$100	cts. on \$100	10 cts on \$100	10 cts on \$100	OF TAXES.
Head Tax			\$1 00		50				\$1 50
Per. Prop.									
No. <i>1</i> Tracts									
<i>65</i> Acres	<i>162</i>		<i>49</i>	<i>14</i>	<i>41</i>	<i>41</i>	<i>14</i>	<i>14</i>	<i>1 79</i>
Lots									
TOTAL									<i>1 79</i>
5 per cent pen'ty									<i>9</i>
									<i>1 88</i>

April 16 1900
Received Payment

W E Wynn

Treasurer.

"2"

Mr Jacob Kinser White Shoals District. No. 2.
 To E. S. FLANARY, Treasurer Lee County, Virginia, Dr.

No. P.	No. L.	1897	State Tax 30	St'e sch'l tax	Co Levy 25	Road Tax 25	Co. sch'l tax	Dis Schl tax	TOTAL AMT.
29	25	Val.	cts. on \$100	10 cts on \$100	cts. on \$100	cts. on \$100	10 cts on \$100	10 cts on \$100	OF TAXES.
Head Tax			\$1 00		50				\$1 50
Per. Prop.									
No. / Tracts									
65 Acres	162	49	16	49	32	16	16	178	
Lots									
TOTAL									1 78
5 per cent pen'ty									9
									1 87

Sept 16 1900 Received Payment W E Flannery D. Treasurer.

"3"

This Indenture made this 27th day of May 1891 by and between Jacob Kincaid and Amanda his wife of the one part and John R. Gibson Trustee of the other part. Witnesseth that the said Jacob Kincaid and wife doth grant unto the said Gibson Trustee &c. as aforesaid the following real estate to wit: a certain lot or parcel of land about 8 miles west of Jonesville and on which the said Kincaid now resides and containing 60 acres be the same more or less. In trust to secure and ⁱⁿdemnify H. G. Wood for the sum of two hundred and fifty dollars. Now if the said Jacob Kincaid and wife shall pay said Wood said sum of \$250.00 on or before the 1st day of May 1892 and save Harmless the said H. G. Wood in the said amount then this deed is to void, but should the said Kincaid ~~and~~ wife not save Harmless the said Wood in said debt, then it shall be lawfull for said Trustee when so requested by said Wood to sell at the front door of the Court House of said County on some Court day, to the highest bidder for cash

under my hand this 27th day of
May 1891.

N. W. Scott J. P.

Virginia, Lee County, to wit:-

In the office of the clerk of the said
County June, 5- 1893, this deed was
presented, and together with the certif-
icate thereto annexed, admitted to record.

Testi: John R. Gibson clerk.

A copy

Testi:- S. T. Richmond
clerk

A Copy of Deed
Jacob Ruess &
Wife
To & said
John B. Gibson Trustee
Recorded in Deed Book
No. 29 page 280

Clerk 439

Virginia. In the Circuit Court of Lee County,
 W. A. Baker Ref. }
 W. P. Weston ^{vs} Admr et al. Defts. } In Chancery.

Statement of debts vs Defendants,
 by H. C. Forslyn Special Commissioner
 1st Deed of Trust of H. C. Wood 250.00

Int on \$250.00 from May 1st 1892 to Dec 1st 8.75

Int on \$200.00 from Dec 1st 1892 to Nov 1st 1898. 71.00 329.75

Dec 1st 1892 to By 50.00

Bal due Nov 1st 1898. 279.75

2nd

Judgt of S. W. Blounts ship 2.50

Interest to Nov 1st 1898. 1.09

J. P. Costs 1.00 Clerks Costs 55 1.55 5.14

3^d

Account of W. A. Baker 20.00

Interest from Jan 1st 1898. to Nov 1st 1898. 1.10 21.10

4th

Account of J. T. Wise 6.00

Interest from Jan 1st 1898. to Nov 1st 1898. 33 6.33

Total due to Nov 1st 1898. \$312.32

J. M. McDaniel \$2.00 due Nov. 1st 1896.

O. T. Chance. \$5.00 " Dec " "

O. M. Gray \$120.

W. A. Baker Peff
vs.

W. P. Weston Adm et al vs

Statement of
Indebtedness

Jacob Kruser deceased.
 To N. A. Baker M.D
 for medical attention rendered
 1898
 Sep 23rd 1 visit & medicine \$10⁰⁰
 " 27 " " " " 10⁰⁰
 \$20⁰⁰

Brought before me this Oct-8th 1898
 M. G. Ely, n. p.,

Virginia Lee County to wit:
 I, M. G. Ely, a notary Public in and for the county
 and state aforesaid do certify that N. P. Watson administrator
 of Jacob Kruser dec. personally appeared before me
 and made oath, that at the time he served process on
 Amanda Kruser the wife of Jacob Kruser dec-
 in this suit, that she admitted to him that Dr.
 N. A. Baker made two trips to see her husband
 during his last illness, and that the acct. for the same
 was just due and unpaid, and that she would
 pay it, if she could, Given under my hand
 this Oct 8th 1898-

M. G. Ely n. p.

W.A. Baker
vs & acct. p20⁰⁰

Estate of Jacob. Kusner

Go Newburgh acct.

1898 M. P. Weston admr. of the estate of Jacob Kinser Dec.
to Thomas J. Wise. Dr.

To making coffin set for J. Kinser Dec. and furnishing
the same. \$6⁰⁰

Sworn to before me by T. J. Wise this the
15th day of August, 1898. M. G. Ely, N.P.

Virginia Lee County to wit.

I, M. G. Ely a notary Public in and for the County
and state of aforesaid do certify that J. H.
Burton, personally appeared before me and
made oath that he knew that Thomas J. Wise
performed the labor and service for which the
above account is charged against the estate
of Jacob Kinser Dec. Given under my
hand this Aug. 15th, 1898.

M. G. Ely N.P.

J. J. Wise

no. { Acct. \$6.00

H. P. Weston admr etc

Filed before H. C.,
Joslyn Commissioner
Aug. 15, 1898 —

Dr. W. A. Baker Deft.

against, & In Chancery
W. P. Weston admr. et als. Defts

Pursuant to the terms of a decree pronounced
in the above styled cause by the circuit court
of Lee County on the 11th day of Nov. 1898 -
I will proceed at the front door of the
court house of Lee County on the first
day of the January term of County Court 1899
offer for sale to the highest bidder, the lands
owned by Jacob Shiner Dec. at the time
of his death, situated on Dry Creek, in
Lee County, containing about 60 acres -
on a credit of 6 & 1/2 months, except
costs of suit and commissions of sale,
which will be paid cash in hand, and for
the deferred payments, bonds and approved
security will be taken, M. G. Ealy
Commissioner,

The bond required by law has been given
A B Munsey Clerk

LAND SALE!

W. A. Baker Plff.
vs.
H. P. Westover adm - et al. Dft IN CHANCERY.

Pursuant to a decree rendered by the Circuit Court of Lee County, Virginia, at the... March... term, 1901..., in the above styled cause, the undersigned will, at public outcry, at the front door of the Court-house of said county, on the first day of the... April... term, 1902..., of the County Court of said county, proceed to sell, to the highest and best bidder, on a credit of... 6 or 12 months... time, except so much as may be necessary to pay the cost of suit and expense of sale (which are required to be paid in hand), the following described property:.....

all the lands owned by Jacob Hinson Dec.
at the time of his death, situated in Lee Co. Va,
near Birch Spring, containing about 60 acres
more or less.

For a more particular description of the foregoing property reference is here made to

title papers

Bonds with good and approved personal security will be required of the purchaser for the deferred payments. This the 17th day of... March... 1902..., 189...

M. H. Edg. Commissioner.

The bond required by law has been given, Clerk.

W. A. Baker
vs.
W. P. Weston ^{et al} _{Adm'r}

Commissioners
Notice of Taking
Account

I accept legal ser-
vice of the within
notice. Sept 29/98.

L. T. Hyatt, L. A. C.
I accept legal service
of the within notice
Oct 1st 1898

J. R. Gibson Clerk.

W. P. Weston
_{admr}

M. G. Elyatt for Baker

VIRGINIA:--In the Clerk's Office of the Circuit Court of the County of Lee
on the 25th day of April, 1898 - .

Against W. A. Baker Plaintiff
W. P. Weston administrator and others In Chancery
Defendant.

The object of this suit is to compel the creditors of Jacob Kinser
Dec, and to sell the lands in the bill mentioned,
to satisfy the indebtedness of the said estate,

And an affidavit having been made and filed that the defendants Harvey L. Wood and
Matilda Hall

are not residents of the State of Virginia, it is ordered that they do appear here within fifteen days
after due publication hereof, and do what may be necessary to protect their interest in this suit. And it is further
ordered that a copy hereof be published once a week for four weeks in the Southwest Journal
and that a copy be posted at the front door of the court-house of this county on the first day of the next term of the
county court.

A copy—Teste:

M. G. Ely, P. Q. A. B. Munsey Clerk.

W. A. Baker

AGAINST }

ORDER
OF
PUBLICATION.

W. P. Weston Admretal
M. G. Ely

P. Q.

Virginia Lee County to wit
J. A. B. Munsey Clerk of
the Circuit Court for Lee
County do hereby certify
that I posted a copy of
the within order of Pub
at the front door of the
Court house of Lee Co
on the 1st day of the May
term of the County Court
of Said County, this
the 16th day of May 1898
A. B. Munsey Clerk

In the Clerk's Office of the Circuit Court of the County of
Lee

W. A. Baker Plaintiff
against

} In Chancery

W. P. Weston Admr et al Defendant

This day M. G. Ely personally appeared
before me, A. B. Mursey Clerk of the said Court,

and being duly sworn, made oath that Harvey & Woods & Matilda Hall

defendant in the said suit are residents of the State of Virginia,

Given under my hand has Clerk of the said Court, this 25th day of April

1898

A. B. Mursey Clerk

W. A. Baker

vs. { AFFIDAVIT FOR ORDER
OF
PUBLICATION.

W. P. Weston Adm et al

M. G. Ely p. q.

Filed April 25th 1898
A. B. Munsey Clerk

The Commonwealth of Virginia:

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, that you summon

W P Weston Admr of the estate of

*Jacob Kinser decd, Amanda Kinser, Mary Kinser, Harve
Kinser, Matilda Hall, Rhoda Capps, Lisky Harber, Petta
Kinser, Harvey G Wood, John R Gibson, Trustee*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held
for the said Court on the *3rd* Monday in *May*, 1898, to answer a bill in
chancery, exhibited against *them* in our said court by

M. A. Baker

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house,
the *25th* day of *April*, 1898, and in the *122nd* year of the Commonwealth.

A. B. Munsey Clerk

W. A. Baker

US.

SUBPOENA

IN CHANCERY.

W. P. Weston, et al
Admr

M. G. Ely

p. q.

To 2nd May

Rules.

Circuit

Court.

Executed in part 9th 1898 By delivering an
attested office copy of the within summons
to Amanda Kinser, Mary Kinser, Harve Kinser,

Further Executed on Retta Kinser She not being found at her
usual place of abode by delivering an attested office copy of the
within summons to Amanda Kinser, mother of the said Retta Kinser
who was found the usual place of abode of the said Retta Kinser and
over 16 years of age. to whom I gave information of the purport
of said summons

W. P. Weston S. L. C.

Further executed on May 12th
1898, by delivering a true
copy of the within summons
to W. P. Weston and further
executed on May 18th 1898
by delivering a true copy
to John R. Gibson,
Jas. W. Weston, S. S.,
for W. P. Weston, S. L. C.

for W. P. Weston, S. S.

~~Further executed on May 18th
1898, by delivering a true
copy of the within summons
to the within named J. R. Gibson,
Jas. W. Weston, S. S.,
for W. P. Weston, S. L. C.~~

Mr. A. Baker

vs

Mr. P. Weston Admstrl

Printer \$5.00